

Court of Appeals, State of Michigan

ORDER

People of MI v Deon Jontay Gardner

Docket No. 267952

LC No. 04-000560-FC

Patrick M. Meter
Presiding Judge

William C. Whitbeck, CJ

Alton T. Davis
Judges

The Court orders that the motion to remand is DENIED because appellant has failed to demonstrate that the issue should be decided initially by the trial court or further testimony is necessary before this Court determines whether trial counsel rendered ineffective assistance. MCR 7.211(C)(1)(a).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUL 10 2006

Date

Sandra Schultz Mengel
Chief Clerk